

REGULATORY REVIEW AND EVALUATION ACT:

WORKPLAN FOR:

Subtitle 24 and Subtitle 25: MARYLAND HEALTH CARE COMMISSION

SUBMITTED BY:

**Department of Health and Mental Hygiene
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In accordance with State Government Article, §10-132-1, Annotated Code of Maryland, the Secretary of Health and Mental Hygiene has certified to the Governor and the AELR Committee that a review of the following chapters would not be effective or cost-effective and therefore are exempt from the review process based on the fact that they were comprehensively amended (CA) during the preceding 8 years:

Subtitle 24 and Subtitle 25 MARYLAND HEALTH CARE COMMISSION

- 10.24.01 Certificate of Need for Health Care Facilities (April 11, 2005)
- 10.24.02 Data Reporting by Hospitals (February 28, 2005)
- 10.24.03 Maryland Long-Term Care Survey (August 16, 2004)
- 10.24.04 Freestanding Ambulatory Surgical Facilities Survey (December 23, 2002)

- 10.24.08 SHP: Long Term Care Services (April 15, 2002)
- 10.24.09 SHP: Specialized Health Care Services - Acute Inpatient Rehabilitation Services (April 16, 2001)
- 10.24.10 SHP: Acute Inpatient Services (April 12, 2004)
- 10.24.12 SHP: Acute Hospital Inpatient Obstetric Services (February 28, 2005)
- 10.24.14 SHP: Alcoholism and Drug Abuse Treatment Services (January 21, 2002)
- 10.24.15 SHP: Specialized Health Care Services - Organ Transplant Services (April 15, 2002)
- 10.24.17 SHP: Specialized Health Care Services - Cardiac Surgery & Therapeutic Catheterization Services (March 15, 2004)

- 10.25.02 User Fee Assessment of Health Care Practitioners (April 11, 2005)
- 10.25.03 User Fee Assessment of Payors (April 11, 2005)
- 10.25.04 Hospital Quality and Performance Evaluation System (December 23, 2002)
- 10.25.05 Small Group Market Data Collection (October 15, 2001)
- 10.25.06 Maryland Medical Care Data Base and Data Collection (December 23, 2002)
- 10.25.07 Electronic Health Network Certification (December 23, 2002)
- 10.25.08 Health Maintenance Organization Quality and Performance Evaluation System (December 23, 2002)
- 10.25.09 Requirements for Payers to Designate Electronic Health Networks (July 23, 2001)
- 10.25.10 Maryland Trauma and Emergency Response (December 22, 2003)
- 10.25.11 Institutional Review Board (October 15, 2002)
- 10.25.12 Imposition of Fines (December 23, 2002)

PLEASE NOTE: COMAR 10.24.05, 10.24.06, 10.24.13, and 10.24.16 are VACANT

DEPARTMENT OF HEALTH AND MENTAL HYGIENE
2003 – 2011 WORK PLAN FOR EVALUATION REPORT ON
COMAR 10.24.07 State Health Plan: Overview, Psychiatric Services & Emergency Medical Services
COMAR 10.24.11 State Health Plan: Ambulatory Surgical Services
COMAR 10.24.18 State Health Plan: Specialized Health Care Services - Neonatal Intensive Care Services
COMAR 10.25.01 Conduct of Public Meeting

| OBJECTIVES | ACTION STEPS | RESPONSIBLE PERSON | SCHEDULED COMPLETION DATE |
|--|--|---------------------------|----------------------------------|
| I. Evaluate COMAR for the purpose of satisfying the requirement of State Government Article, §10-130 - 10-139, Annotated Code of Md. | 1. Inventory affected regulations. | Amelia T. Rutledge | 9-1-05 |
| | 2. Procedures and methods to be used to ensure comments from public / stakeholders / other affected units. | Amelia T. Rutledge | 5-1-06 |
| | <p>A. To invite public comment on these regulations, the following procedures and methods will be used:</p> <ol style="list-style-type: none"> 1. Publication of notice in the Maryland Register; 2. Publication of notice in newspapers of general circulation in the State; 3. Posting of notice on the unit's website; 4. Posting notice on Division of State Document's website; <p>B. To ensure the participation of stakeholders in the review process, the following procedures will be used:</p> <p>The stakeholders for this chapter would be anyone in the public who would want change any Departmental regulation. Therefore, the notices listed in Step 2A will ensure the public is involved.</p> <p>C. To ensure the participation in the review process of other units affected by the regulations, the following procedures will be used:</p> <p>Email and hard copy of the request for comments will be sent to internal Departmental units.</p> | | |
| | <p>3. Procedures for gathering and reviewing of: A. Any recent scientific information related to the regulations being reviewed, if applicable; B. Similar regulations adopted or repealed by other states or the federal government; and C. Other appropriate information, are as follows:</p> <ol style="list-style-type: none"> A. Not Applicable B. A search will be conducted on the Internet of other States, particularly those states that surround Maryland, to find out whether they have similar regulations and how their regulations are structured C. A search will be conducted on the Internet of other Maryland State Department regulations to find out whether they have similar regulations and how their regulations are structured. | Amelia T. Rutledge | 8-1-06 |
| | 4. Evaluate the need to retain, amend, or repeal each existing regulation based on the following criteria: | Amelia T. Rutledge | 10-1-06 |

- A. Continue to be necessary for public interest;
- B. Continue to be supported by statutory authority and judicial opinions;
- C. Are obsolete or otherwise appropriate for amendment or repeal;
- D. Continue to be effective in accomplishing the intended purpose of the regulations;
- E. The information gathered under Action Steps 1 - 3.

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| II. Prepare report to the Administrative, Executive and Legislative Review (AELR) Committee | 1. Consolidate information obtained from objective #1 above | Amelia T. Rutledge | 11-1-06 |
| | 2. Write draft report. | Amelia T. Rutledge | 12-1-06 |
| | 3. Coordinate executive reviews of draft report. | Amelia T. Rutledge | 1-1-07 |
| | 4. Consolidate review comments and prepare final report. | Amelia T. Rutledge | 3-1-07 |